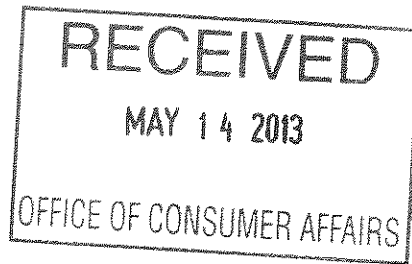




Mark H. Burak
617-994-5721
mark.burak@ogletreedeakins.com



OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

One Boston Place, Suite 3220
Boston, MA 02108
Telephone: 617.994.5700
Facsimile: 617.994.5701
www.ogletreedeakins.com

#379

May 13, 2013

Attorney General Martha Coakley
Office of Attorney General Martha Coakley
One Ashburton Place
Boston, MA 02108

Undersecretary Barbara Anthony
Office of Consumer Affairs and Business Regulation
Ten Park Plaza, Suite 5170
Boston, MA 02116

Re: Data Breach Notification

Dear Attorney General Coakley and Undersecretary Anthony:

We are writing to provide the Office of the Attorney General and the Office of Consumer Affairs and Business Regulation with notice of the following recent incident.

We are counsel to ADT Security Services, Inc. ("ADT"). Both ADT and our firm take steps to keep personal information about ADT's employees as confidential as possible. Unfortunately, however, in connection with a case involving a former employee and ADT, we inadvertently filed documents with the Court that contained personal information (name and social security number) of three individuals (including the plaintiff). The filing occurred in a case captioned *Mark S. Trent v. ADT Security Services, Inc., Case No. 1:11-cv-11912-RGS*, which is pending in the United States District Court for the District of Massachusetts.


We are not aware of any actual access or acquisition of personal information through this potential breach. However, pursuant to M.G.L. c. 93H § 3, we are providing written notification to the Massachusetts residents who had personal information within the filed documents. We are providing notice directly to two residents of the Commonwealth of Massachusetts. The third resident, the plaintiff, is being notified through his counsel.

We are taking every appropriate step to remedy this situation. Upon discovery of the incident, we immediately notified the Court of the disclosure. We have filed a motion with the Court to seal the documents, which the Court has allowed, so that members of the public cannot

Attorney General Martha Coakley
Office of the Attorney General Martha Coakley
Undersecretary Barbara Anthony
Office of Consumer Affairs and Business Regulation
May 13, 2013
Page Two

access such documents. We have also asked the Court to remove such information from the Court's records, but it is unwilling to do so, opting to seal the record instead. In addition, although there is no evidence of misuse of the data to date, the written notification will also offer the residents credit monitoring services for a twelve month period at no cost.

If you have any questions at all about this incident, please do not hesitate to contact me or Kate Rigby at (617) 994-5700.

Sincerely,

Mark H. Burak

MHB:plr

14952193.1